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UNITED STATES DEPARTMENT OF AGRICULTURE  
Agricultural Marketing Service

(Title 7, Chapter I, Part 34)

July 1941

The Tobacco Seed and Plant Exportation Act

Regulations of the Secretary of Agriculture

By virtue of the authority vested in the Secretary of Agriculture by the Tobacco Seed and Plant Exportation Act (54 Stat. 231), I, Grover B. Hill, Acting Secretary of Agriculture, do prescribe and promulgate the following regulations under said Act, to be in force and effect immediately. These regulations are a revision of and shall supersede the regulations approved on September 26, 1940. (7 C.F.R. Secs. 34.1 - 34.10).

Administration.

34.1 Chief of Service. The chief of the Agricultural Marketing Service is charged with the administration of the provisions of this Act and the regulations in this part.

Permits.

34.2 Permit required. No tobacco seed or live tobacco plants may be exported from the United States or any Territory subject to the jurisdiction thereof to any foreign country, port, or place unless such exportation and/or transportation shall have been authorized in advance by a written permit of the Secretary of Agriculture countersigned by the Chief or Acting Chief of the Agricultural Marketing Service.

34.3 Restrictions upon issuance of permits. (a) Permits will be granted only where the evidence indicates that the consignee is a representative of a government institution or an agency engaged in conducting agricultural experiments in the course of scientific research. (b) Quantities permitted to be exported will be restricted to 14 grams or 1/2 ounce of seed or 500 live plants of any one variety.

34.4 Method of obtaining permits. Applications for permits shall show the following information:

- (a) Name and address of exporter.
- (b) Name, official title, address of person to whom the seed or plants are to be consigned, and the institution at which research is to be conducted.
- (c) Type and variety of seed or plants.
- (d) Nature of experiments to be conducted and objectives sought.
- (e) Method of shipment proposed.
- (f) Port of exit or post office of mailing.
- (g) The intended date of exportation.

34.5 Exceptions. Shipments of tobacco seed or plants originating in a foreign country and entering or leaving a port of the United States in transit through the territory of the United States to a foreign country will not require a permit under the terms of the regulations in this part.

Instructions to shippers.

34.6 Marking packages. Packages or parcels containing tobacco seed or plants the exportation of which has been authorized shall be marked "Tobacco Seed and Plant Export Permit No.       " with the permit number inserted in the blank space.

34.7 Shipments by mail. The permit must be filed by the consignor with the Postmaster at the office of mailing.

34.8 Shipments by railway, ferry boat or vehicle. The permit must be filed with the Collector of Customs at the port from which the shipment is to be exported.

34.9 Shipments by seagoing vessel or airplane. The permit must be filed with the Collector of Customs at the port of lading on board the exporting vessel or airplane at least 24 hours before such departure; or in the case of shipment by a seagoing vessel, 24 hours before the lading of such vessel.

Disposition of used permits.

34.10 Procedure. Permits filed with postmasters and collectors of customs will be stamped or endorsed to show the place and date of filing, and should be mailed to the following address:

Tobacco Division,  
Agricultural Marketing Service,  
U. S. Department of Agriculture,  
Washington, D. C.

Done at Washington, D. C., this

(DEPT. SEAL)

21st day of July, 1941.

Witness my hand and the seal of  
the Department of Agriculture.

(Signed) Grover B. Hill  
Acting Secretary of Agriculture.